

# Monroe County District Attorney Sandra Doorley

March 17, 2023



## Contact Us

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## Monroe County District Attorney's Office

### Weekly Newsletter



Welcome to the weekly newsletter from Monroe County District Attorney Sandra Doorley.

### Message from Sandra Doorley

#### Current and Upcoming Felony Trials

*The trial of the **People vs. Andrew Murray** has concluded and the jury is deliberating. This case is being prosecuted by Assistant District Attorney Matthew Hogestyn, of the Special Investigations Bureau.*

*The defendant is charged with three counts of Criminal Possession of a Controlled Substance in the 3<sup>rd</sup> Degree and Criminal Possession of a Controlled Substance in the 4<sup>th</sup> Degree in front of Monroe County Court Judge Vacca.*

*The trial of **People vs. Douglas Smith** continues into next week. This case is being prosecuted by Assistant District Attorney Jonathan Jirik, of the Special Investigations Bureau and Assistant District Attorney Robin Catalano, Chief of the Special Investigations Bureau.*

*Douglas Smith is charged with Murder in the 2<sup>nd</sup> Degree for causing the death of Manuel Rivera. Douglas Smith is also charged with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree. Mr. Smith's co-defendant, Johnny Rodriguez, pled guilty to the indictment charging him also with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree. This case is in front of New York State Supreme Court Justice Schiano.*

*The trial of the **People vs. Akeem Wagstaff** continues into next week. This case is being prosecuted by Assistant District Attorney Gina Clark, of the Special Investigations Bureau.*

*The defendant is charged with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in front of New York State Supreme Court Justice Moran.*

#### **March 20 – People vs. Piero Scala**

*This case is being prosecuted by Assistant District Attorney Michael Robertson, Deputy Chief of the Special Victims Unit and Assistant District Attorney Kristina Hinkley, of the Domestic Violence Bureau.*

*The defendant is charged with Murder in the 2<sup>nd</sup> Degree and two counts of Criminal Possession of Stolen Property in the 5<sup>th</sup> Degree in front of Monroe County Court Judge Miller.*

# Homicide Update

So far in 2023:

City of Rochester Total:  
10

Monroe County Total: 13

## **March 20 – People vs. Isiah Williams**

*This case is being prosecuted by Assistant District Attorney Michael Harrigan, Chief of the General Felony Bureau.*

*The defendant is charged with Attempted Aggravated Murder of a Police Officer, Menacing a Police Officer, and two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in front of Monroe County Court Judge Vacca.*

## **March 20 – People vs. Gareth Barry**

*This case is being prosecuted by Assistant District Attorney Ralph Alloco, of the Special Victims Unit.*

*The defendant is charged with Aggravated Sexual Abuse in the 2<sup>nd</sup> Degree in front of Monroe County Court Judge Hahn.*

## **March 20 – People vs. Anthony Dixon and Nivea Machado**

*This case is being prosecuted by Assistant District Attorney Jennifer Hyatt, Deputy Chief of the Special Investigations Bureau and Assistant District Attorney Jennifer Kennedy, also of the Special Investigations Bureau.*

*Nivea Machado is charged with Criminal Possession of a Controlled Substance in the 1<sup>st</sup> Degree, two counts of Criminal Possession of a Controlled Substance in the 3<sup>rd</sup> Degree, and Criminally Using Drug Paraphernalia in the 2<sup>nd</sup> Degree. Anthony Dixon is charged with Conspiracy in the 2<sup>nd</sup> Degree. This case will be in front of New York State Supreme Court Justice Renzi.*

## **March 20 – People vs. Michael Williams**

*This case is being prosecuted by Assistant District Attorney Janna Koch, of the Felony DWI Bureau.*

*The defendant is charged with Aggravated Driving While Intoxicated With a Child Passenger, Aggravated Unlicensed Operation of a Motor Vehicle in the 1<sup>st</sup> Degree, and two counts of Driving While Intoxicated in front of New York State Supreme Court Justice Argento.*

## **March 20 – People vs. Eric Rodriguez**

*This case is being prosecuted by Assistant District Attorney Karen Chung, of the Domestic Violence Bureau.*

*The defendant is charged with Burglary in the 2<sup>nd</sup> Degree, Criminal Contempt in the 1<sup>st</sup> Degree, two counts of Aggravated Family Offense, and four counts of Endangering the Welfare of a Child in front of Monroe County Court Judge Morrison.*

**March 21 – People vs. Jamell Fedrick**

*This case is being prosecuted by Assistant District Attorney Timothy Boucher, of the Special Investigations Bureau.*

*The defendant is charged with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in front of New York State Supreme Court Justice Moran.*

**March 27 – People vs. Jarrod Alston**

*This case is being prosecuted by Assistant District Attorney Karen Chung, of the Domestic Violence Bureau.*

*The defendant is charged with Assault in the 2<sup>nd</sup> Degree in front of Monroe County Court Judge Bailey-Turner.*

**March 27 – People vs. David Prince, Jr.**

*This case is being prosecuted by Assistant District Attorney Emily Chisholm, of the Major Felony Bureau.*

*The defendant is charged with Assault in the 2<sup>nd</sup> Degree in front of New York State Supreme Court Justice Renzi.*

**March 27 – People vs. Jamal Birden**

*This case is being prosecuted by Assistant District Attorney Timothy Boucher, of the Special Investigations Bureau.*

*The defendant is charged with Criminal Possession of a Controlled Substance in the 3<sup>rd</sup> Degree, Criminal Possession of a Controlled Substance in the 5<sup>th</sup> Degree, and Criminal Possession of a Controlled Substance in the 7<sup>th</sup> Degree in front of Monroe County Court Judge Vacca.*

**March 27 – People vs. Anthony Bishop**

*This case is being prosecuted by Assistant District Attorney Matthew Hogestyn, of the Special Investigations Bureau.*

*The defendant is charged with two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree and two counts of Criminal Possession of a Weapon in the 3<sup>rd</sup> Degree in front of Monroe County Court Judge Dollinger.*

**March 27 – People vs. Willie Tillis**

*This case is being prosecuted by Assistant District Attorney Aaron Rath, of the General Felony Bureau.*

*The defendant is charged with Burglary in the 3<sup>rd</sup> Degree in front of Monroe County Court Judge Morrison.*

**March 29 – People vs. Rafaela Bermudez and Delbert Clark**

*This case is being prosecuted by Assistant District Attorneys Merrick Sadler and Adam VanHeyst, of the Special Investigations Bureau.*

*The defendants are charged with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree. Delbert Clark is also charged with an additional count of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree and Rafaela Bermudez was also charged with Criminal Possession of a Weapon in the 3<sup>rd</sup> Degree. This trial is in front of Monroe County Court Judge Randall.*

**April 3 – People vs. Tyrone Nelson-King**

*This case is being prosecuted by Assistant District Attorney Patrick Gallagher, Chief of the Domestic Violence Bureau and Assistant District Attorney Jacqueline Moyer, also of the Domestic Violence Bureau.*

*The defendant is charged with two counts of Aggravated Criminal Contempt, three counts of Criminal Contempt in the 1<sup>st</sup> Degree, Aggravated Family Offense, Assault in the 3<sup>rd</sup> Degree, and Criminal Obstruction of Breathing or Blood Circulation in front of New York State Supreme Court Justice Sinclair.*

**April 3 – People vs. Nicolas Childs**

*This case is being prosecuted by Assistant District Attorney Ryan Mulcahy, of the Felony DWI Bureau.*

*The defendant is charged with two counts of Driving While Intoxicated in front of New York State Supreme Court Justice Renzi.*

**April 4 – People vs. Darrell Wilson**

*This case is being prosecuted by Assistant District Attorney Kevin Sunderland, of the Special Victims Unit.*

*The defendant is charged with Murder in the 2<sup>nd</sup> Degree and Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in front of New York State Supreme Court Justice Schiano.*

**April 4 – People vs. Victor Gilchrist**

*This case is being prosecuted by Assistant District Attorney Jonathan Jirik, of the Special Investigations Bureau.*

*The defendant is charged with Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in front of New York State Supreme Court Justice Moran.*

**April 4 – People vs. Bobby Clegg**

*This case is being prosecuted by Assistant District Attorney Kaylee Rizzari, of the General Felony Bureau.*

*The defendant is charged with Criminal Possession of Stolen Property in the 4<sup>th</sup> Degree in front of New York State Supreme Court Justice Argento.*

### **April 17 – People vs. Richard Criffield**

*This case is being prosecuted by Assistant District Attorney Ryan Mulcahy, of the Felony DWI Bureau.*

*The defendant is charged with Aggravated Driving While Intoxicated and Driving While Intoxicated in front of Monroe County Court Judge Vacca.*

*Sandra*

## Highlights from the MCDA's Office

31-year-old **Keith Flemming** was convicted by a jury of Assault in the 2<sup>nd</sup> Degree, Aggravated Criminal Contempt, and Criminal Contempt in the 1<sup>st</sup> Degree for the domestic assault of his ex-girlfriend. This case was prosecuted by Assistant District Attorney Jessica Wagner, of the Domestic Violence Bureau. Keith Flemming will be sentenced on April 18, 2023 in front of Monroe County Court Judge Vacca.

New York State Supreme Court Justice Renzi sentenced 33-year-old **Rakeem Lane** in connection with the April 9, 2022 shooting death of Javon Sampson. Rakeem Lane was sentenced to 25 years to Life in the New York State Department of Corrections for his conviction of Murder in the Second Degree. He was also sentenced to 5 years in the New York State Department of Corrections plus 5 years of post-release supervision for each of his two convictions of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree. The Murder sentence and one of the Criminal Possession of a Weapon sentences will run consecutive to each other, resulting in a total sentence of 30 years to Life. On April 9, 2022, Rochester Police Officers were called for a man shot on Chili Avenue in the City of Rochester. Upon arriving to the scene, officers found Javon Sampson, with a bullet wound to his head. He was immediately transported to Strong Memorial Hospital, where he died nine days later. After a thorough investigation, which included video evidence of the crime, Rakeem Lane was identified as Javon Sampson's killer. The two men were known to each other. Rakeem Lane was apprehended by the United States Marshals Felony Fugitive Task Force and charged with the murder and weapons possessions. Rakeem Lane was convicted by a jury of Murder in the 2<sup>nd</sup> Degree and two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree on February 9, 2022. The case was prosecuted by Assistant District Attorney Matthew Schwartz, Chief of the Major Felony Bureau.

On Friday, March 10, 32 year-old **Timothy Thomas** pled guilty to Manslaughter in the 1<sup>st</sup> Degree for causing the shooting death of Orlando Santiago on Hudson Avenue in the City of Rochester on May 29, 2022. Timothy Thomas will be sentenced by New York State Supreme Court Justice Argento on April 20, 2023. He will be sentenced to 20 years in the New York State Department of Corrections plus 5 years of New York State Supervision. This case was prosecuted by Assistant District Attorney Christopher Bokelman, Chief of the Public Integrity/Economic Crimes Bureau.

Seneca County Court Judge Porsch sentenced 18-year-old **Anttwan Brown** to 25 years to Life in the New York State Department of Corrections, 30-year-old **Tyron Bryant** to 22 years to Life in the New York State Department of Corrections, and 19-year-old **Diamonte Scott** to 22 years to Life in the New York State Department of Corrections, all for the murder of Tymir Thomas. A jury previously found Anttwan Brown, Tyron Bryant, and Diamonte Scott guilty of Murder in the 2<sup>nd</sup> Degree and two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree for the murder of Tymir Thomas. Anttwan Brown was also sentenced by Family Court Judge Romeo to 3.5 years in the New York State Department of Corrections plus 5 years of post-release supervision on an unrelated Criminal Possession of a Weapon case. This will run consecutively to sentence for Tymir Thomas' murder. On September 11, 2021, Rochester Police Officers responded to Handy Street for the report of a man shot. Upon arriving at the scene, they located 20-year-old Tymir Thomas inside a vehicle, with gunshot wounds to his lower body. He was immediately transported to Strong Memorial Hospital but died from his injuries. After a thorough investigation, the Rochester Police Department identified Anttwan Brown, Tyron Bryant, and Diamonte Scott as the suspects in the murder. All three men were arrested for the murder on December 1, 2021. The case was prosecuted by Former Assistant District Attorney Michael Caranante.

On Monday, March 13, **Ronald Lagasse** had a Wade and Huntley Hearing in front of Monroe County Court Judge Dollinger. A trial has been set for June 20, 2023. Lagasse is charged with Murder in the 2<sup>nd</sup> Degree for the death of Mary Simzer. This case is being prosecuted by Monroe County District Attorney Sandra Doorley and Assistant District Attorney Aliyah Fowler, of the Major Felony Bureau.

**Lakeshia McBride** was indicted on two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in relation to the possession of an illegal firearm on February 10, 2023. This case is being prosecuted by Assistant District Attorney Matthew Hogestyn, of the Special Investigations Bureau.

**Priscilla Gupton** was indicted on two counts of Assault in the 2<sup>nd</sup> Degree, Criminal Mischief in the 4<sup>th</sup> Degree, Criminal Contempt in the 2<sup>nd</sup> Degree, and Grand Larceny in the 4<sup>th</sup> Degree in relation to domestic related incidents in December 2022. This case is being prosecuted by Assistant District Attorney Jessica Wagner, of the Domestic Violence Bureau.

**Giovanni Paige-Mota** was indicted on Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree and Criminal Possession of a Weapon in the 3<sup>rd</sup> Degree in relation to the possession of an illegal firearm on February 28, 2023. This case is being prosecuted by Assistant District Attorney Matthew Hogestyn, of the Special Investigations Bureau.



**Nicholas Rice, Jr.** was indicted on Burglary in the 2<sup>nd</sup> Degree, Criminal Contempt in the 1<sup>st</sup> Degree, three counts of Criminal Obstruction of Breathing or Blood Circulation, two counts of Endangering the Welfare of a Child, Grand Larceny in the 4<sup>th</sup> Degree, and Menacing in the 2<sup>nd</sup> Degree in relation to a series of domestic related events. This case is being prosecuted by Assistant District Attorney Jacqueline Moyer, of the Domestic Violence Bureau.

**Elfin Elliott** and **Whitney Scott** were indicted on two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree and Criminal Possession of a Controlled Substance in the 3<sup>rd</sup> Degree in relation to events occurring on February 28, 2023. This case is being prosecuted by Assistant District Attorney Jennifer Kennedy, of the Special Investigations Bureau.

**Dewight Brown, Brinden Davis, Daniel Presley, Angie Robinson, and Ryan Robinson** were indicted on two counts of Criminal Possession of a Weapon in the 2<sup>nd</sup> Degree in relation to the possession of an illegal firearm on September 15, 2022. This case is being prosecuted by Assistant District Attorney Bridget Morgan, of the Special Investigations Bureau.

## Happy St. Patrick's Day!

Monroe County District Attorney Sandra Doorley once again served as a judge in this year's Tops St. Patrick's Day Parade! Despite the cold temperatures, it was great to see the community come together for this fun tradition to celebrate Irish Heritage. This year's participants had creative floats and excellent energy. Thank you to everyone who came out to celebrate.



Staff at the Monroe County District Attorney's Office were happy to celebrate Irish heritage today. Happy St. Patrick's Day from the Monroe County District Attorney's Office!



## Crimestoppers

Thank you to Assistant District Attorney Earl Voss and Assistant District Attorney Terance Calcagno for participating in this week's Crimestoppers through 13WHAM! Earl and Terance discussed the various diversionary options in the Local Court Bureau.

If you have a tip for Crimestoppers, call the tip line at 585-423-9300 or submit a tip at <https://roccrimestoppers.com/>!





## Non-Fatal Shooting Initiative

The Monroe County District Attorney's Office welcomed back Assistant District Attorney Adam VanHeyst and Assistant District Attorney Merrick Sadler to work on a Non-Fatal Shooting Taskforce.

ADA VanHeyst and ADA Sadler will work with a dedicated Monroe County District Attorney Investigator and representatives from the Rochester Police Department and Monroe County Crime Analysis Center to focus on non-fatal shooting in our community. This is an import effort and we are thrilled to have Adam and Merrick back in the office.

## MCDA in the News

<https://13wham.com/news/crime-stoppers/crime-stoppers-diversion-programs#>

<https://wham1180.iheart.com/content/2023-03-15-rochester-man-sentenced-in-april-chili-ave-homicide/>

<https://13wham.com/news/local/man-sentenced-for-2022-fatal-shooting-in-rochester>

<https://www.rochesterfirst.com/crime/sex-offender-in-court-for-2022-murder-on-pearce-street/>

<https://www.rochesterfirst.com/news/preparation-underway-ahead-of-2023-tops-st-patricks-day-parade/>

<https://www.democratandchronicle.com/story/news/2023/03/13/depew-st-shooting-in-rochester-ny/70001820007/>



We are hiring attorneys! If you are a recent law school graduate or an experienced attorney and are interested in a career in criminal law and public service, apply with us today! More information is available on [monroecounty.gov/da](http://monroecounty.gov/da).